

Lena Gonzalez, 1st District
Dr. Suja Lowenthal, Vice Mayor, 2nd District
Suzie A. Price, 3rd District
Patrick O'Donnell, 4th District



Stacy Mungo, 5th District
Dee Andrews, 6th District
Roberto Uranga, 7th District
Al Austin, 8th District
Rex Richardson, 9th District

Patrick H. West, City Manager
Larry Herrera-Cabrera, City Clerk

Dr. Robert Garcia, Mayor

Charles Parkin, City Attorney

FINISHED AGENDA & MINUTES

The City Council minutes are prepared and ordered to correspond to the City Council Agenda. Agenda items can be taken out of order during the meeting. Please consult the time stamps to determine the order in which business was addressed.

The Agenda Items were considered in the order presented, except for the Consent Calendar which was considered before Public Comment; and Agenda Item No. 28, was considered after Public Comment.

ROLL CALL (5:16 PM)

Councilmembers Gonzalez, Lowenthal, Price, O'Donnell, Mungo, Andrews,
Present: Uranga, Austin and Richardson

Also present: Patrick H. West, City Manager; Jyl Marden, Interim Assistant City Manager; Charles Parkin, City Attorney; Michael Mais, Assistant City Attorney; Larry Herrera-Cabrera, City Clerk; Carolyn Hill, City Clerk Specialist.

Mayor Garcia presiding.

Invocation: Moment of Silence.

Pledge of Allegiance: Suzie Price, Councilwoman, Third District.

Mayor Garcia provided opening comments.

HEARING (5:18 PM)

1. [14-0613](#) Recommendation to receive supporting documentation into the record and conduct a public hearing on the appeal filed by Earthjustice on behalf of Communities for a Better Environment, the Natural Resources Defense Council and the Sierra Club (Appellants), in accordance with Long Beach Municipal Code Section 21.21.507; and adopt resolution denying the appeal and upholding the Board of Harbor Commissioners' environmental determinations made in accordance with the California Environmental Quality Act (CEQA) for the Metropolitan Stevedore Company Operating Agreement for the Pier G dry bulk facility in the Port of Long Beach and for the Oxbow Energy Solutions LLC Lease of the Pier G Coal Shed (Coal Shed).

Mayor Garcia spoke.

Michael Mais, Assistant City Attorney, spoke.

Mayor Garcia spoke.

Jon Slangerup, Chief Executive, Harbor Department, spoke; and introduced Heather Tomley, Director of Environmental Planning, who provided a Powerpoint presentation.

Adrian Martinez, Attorney for appellant Earthjustice, spoke; and provided a PowerPoint presentation.

Kathy Jenson, Attorney, Rutan & Tucker, LLP, spoke.

Adrian Martinez, Attorney for appellant Earthjustice, spoke.

Mayor Garcia spoke.

James Callahan spoke.

Jesse Marquez spoke.

Jesse Urquidi spoke.

Maya Golden-Krasner, Attorney, Communities for a Better Environment, spoke; and submitted correspondence.

Clayton Headley spoke.

Ann Cantrell spoke.

Sue Ann Schoonmaker spoke.

Felicia Banter spoke.

Norman Houser spoke

Henry Newnon spoke.

Winton Johnson spoke.

Toby Gant spoke.

Jasmin Vargas spoke.

Louise Fleming spoke.

Amy Turnbull spoke.

Jeff Miller spoke.

Daryl Gale spoke.

Elise Rivera spoke.

Joe Galliani spoke.

David Chabotto spoke.

Theral Golden spoke.

Joe Weinstein spoke.

Barbara Brown and Ellen Mockridge, nurses at Long Beach Community Hospital, spoke.

Catherine Castro spoke.

Joe Ribakoff spoke.

Gabrielle Weeks spoke.

Ruben Garcia spoke.

Peter Santillan spoke.

Morgan Wyenn, Attorney, Natural Resources Defense Council, spoke.

Francisco Guzman spoke.

Steven Cannon spoke.

Bob Olvera Jr. spoke.

Sam Sukaton spoke.

Mark Lopez spoke.

Dennis Dunn spoke.

Jeremy Harris spoke.

Al Sadler submitted correspondence on behalf of John Moreland, spoke; and submitted copies of photos.

Hans Grilman spoke.

Jenny Williams spoke.

T.L. Garrett spoke.

Jessica Yarnall Loarie, Attorney, Sierra Club, spoke.

Pamela Kelley spoke.

Peter Rosenwald spoke; and submitted photos.

Alex Cherin spoke.

Councilwoman Price spoke.

Michael Mais, Assistant City Attorney, spoke.

Councilman Austin spoke.

Councilmember O'Donnell spoke.

Councilmember Uranga spoke.

Councilwoman Gonzalez spoke.

Councilwoman Price spoke.

Councilmember Richardson spoke.

Councilman Andrews spoke.

Councilwoman Mungo spoke.

Vice Mayor Lowenthal spoke.

A motion was made by Councilman Andrews, seconded by Councilwoman Mungo, to approve recommendation and adopt Resolution No. RES-14-0069. The motion carried by the following vote:

Yes: 9 - Gonzalez, Lowenthal, Price, O'Donnell, Mungo, Andrews, Uranga, Austin and Richardson

Enactment No: RES-14-0069

Mayor Garcia declared a 5-minute recess.

Mayor Garcia called the meeting back to order at 8:20 p.m.

CONTINUED BUDGET HEARING (8:20 PM)

2. [14-0580](#) Recommendation to conduct a Budget Hearing to receive and discuss an Overview of the Proposed Fiscal Year 2015 Budget for the following: Department of Health and Human Services, Public Works Department, and Water Department.

Mayor Garcia spoke.

Patrick West, City Manager, spoke.

Kelly Colopy, Director of Health and Human Services, provided a PowerPoint presentation.

Ara Maloyan, Director of Public Works, provided a PowerPoint presentation.

Kevin Wattier, General Manager, Water Department, provided a PowerPoint presentation.

Mayor Garcia spoke.

Councilwoman Price spoke.

Councilwoman Gonzalez spoke.

Councilwoman Mungo spoke.

Councilmember Richardson spoke.

Councilman Austin spoke.

Councilman Andrews spoke.

Councilmember Uranga spoke.

Councilmember O'Donnell spoke.

Councilwoman Price spoke.

Mayor Garcia spoke.

Gregory Moore spoke.

Rene Castro spoke; and distributed correspondence.

Kerry Gallagher spoke.

Ben Fisher spoke.

Jorge Rivera spoke.

Dave Sterling spoke.

Gigi Fusco Meese spoke.

Joe Weinstein spoke.

Kathleen Irvine spoke.

Jim Danno spoke.

Jenny Sersion spoke.

Michele Dodson spoke.

Aaron James Lawrence LaMay spoke.

A motion was made by Councilmember O'Donnell, seconded by Councilwoman Mungo, to continue the Budget Hearing to the City Council meeting of Tuesday, September 2, 2014. The motion carried by the following vote:

Yes: 8 - Gonzalez, Lowenthal, Price, O'Donnell, Mungo, Uranga, Austin and Richardson

Absent: 1 - Andrews

PUBLIC COMMENT (10:10 PM)

Lou Baglietto spoke regarding Councilwoman Price.

Dennis Dunn spoke regarding helicopters.

CONSENT CALENDAR (10:09 PM)

Passed The Consent Calendar

A motion was made by Councilmember O'Donnell, seconded by Councilmember Richardson, to approve Consent Calendar Items 3 - 16. The motion carried by the following vote:

Yes: 8 - Gonzalez, Lowenthal, Price, O'Donnell, Mungo, Uranga, Austin and Richardson

Absent: 1 - Andrews

3. [14-0615](#) Recommendation to authorize City Manager to execute an agreement with the firm of Shute, Mihaly & Weinberger LLP, in the matter entitled City of Long Beach v. City of Los Angeles, et al., Case No. BS143356 now consolidated with Fast Lane Transportation, Inc., et al. v. City of Los Angeles, et al.; BNSF Railway, et al., Real Party In Interest, Contra Costa County Case No. CIV MSN14-300.

A motion was made to approve recommendation on the Consent Calendar.

4. [14-0616](#) Recommendation to authorize City Attorney to submit Stipulations with Request for Award for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay \$77,797.91 for the claim of Reginald Givins; and authority to pay 1) \$42,840, 2) \$42,840, 3) \$6,957.50, and 4) \$149,080.98 with a life pension thereafter of \$105.48 per week, for the claim of Gary Richens, in compliance with the Appeals Board Order.

A motion was made to approve recommendation on the Consent Calendar.

5. [14-0617](#) Recommendation to authorize City Attorney to submit Compromise and Release for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay \$60,000 in compliance with the Appeals Board Order for Benjamin Moya.

A motion was made to approve recommendation on the Consent Calendar.

6. [14-0619](#) Recommendation to receive and file the Quarterly Report of Cash and Investments for the quarter ending March 31, 2014.

A motion was made to approve recommendation on the Consent Calendar.

7. [14-0620](#) Recommendation to approve the minutes for the City Council meeting of Tuesday, August 5, 2014.

A motion was made to approve recommendation on the Consent Calendar.

8. [14-0621](#) Recommendation to refer to City Attorney damage claims received between August 4, 2014 and August 11, 2014.

A motion was made to approve recommendation on the Consent Calendar.

9. [14-0623](#) Recommendation to adopt resolution approving the Annual Assessment Report from October 1, 2014 to September 30, 2015

for the Fourth Street Parking and Business Improvement Area, declaring its intention to levy the annual assessment and setting the date of hearing for September 16, 2014. (District 2)

A motion was made to approve recommendation and adopt Resolution No. RES-14-0070 on the Consent Calendar.

Enactment No: RES-14-0070

10. [14-0624](#)

Recommendation to adopt resolution approving the Annual Assessment Report for October 1, 2014 to September 30, 2015, for the Belmont Shore Parking and Business Improvement Area, declaring its intention to levy the annual assessment, and setting the date of hearing for September 16, 2014. (District 3)

A motion was made to approve recommendation and adopt Resolution No. RES-14-0071 on the Consent Calendar.

Enactment No: RES-14-0071

11. [14-0625](#)

Recommendation to adopt resolution certifying the 2013-2014 Local Development Report and its conformance with the State-mandated Congestion Management Program. (Citywide)

A motion was made to approve recommendation and adopt Resolution No. RES-14-0072 on the Consent Calendar.

Enactment No: RES-14-0072

12. [14-0626](#)

Recommendation to authorize City Manager to execute all documents necessary to amend Agreement No. 31351, with Chandler Asset Management, a California-based business, extending the agreement for continuance of investment advisory and management services relating to the City's pooled investment portfolio, to January 1, 2015. (Citywide)

A motion was made to approve recommendation on the Consent Calendar.

13. [14-0627](#)

Recommendation to authorize City Manager to execute a Public Walkways Occupancy Permit for sidewalk dining at Capriotti's Sandwich Shop, located at 160 The Promenade North. (District 2)

A motion was made to approve recommendation on the Consent Calendar.

14. [14-0628](#) Recommendation to authorize City Manager to execute a Public Walkways Occupancy Permit for sidewalk dining at Leo's Mexican Grill, located at 225 East Broadway. (District 2)

A motion was made to approve recommendation on the Consent Calendar.

15. [14-0629](#) Recommendation to authorize City Manager to execute a Public Walkways Occupancy Permit for sidewalk dining at La Parolaccia Osteria, located at 2945 East Broadway. (District 2)

A motion was made to approve recommendation on the Consent Calendar.

16. [14-0630](#) Recommendation to receive and file minutes for:
Civil Service Commission - July 16, 2014.

A motion was made to approve recommendation on the Consent Calendar.

REGULAR AGENDA (10:17 PM)

17. [14-0588](#) Recommendation to authorize City Manager to execute the Second Amendment to Agreement No. 32027 with Psomas Corporation, to increase the contract amount by \$206,400 for professional construction management and inspection services for the Belmont Pool Demolition and related temporary improvements, for a revised, not-to-exceed amount of \$831,400, and make any amendments necessary to extend the term, and amend the scope of work within the contract amount. (District 3)

Councilwoman Price spoke.

Vice Mayor Lowenthal spoke.

Susan Miller spoke.

Terence Enderson, President, Belmont Shore Residents Association, spoke.

Jeff Miller spoke.

A motion was made by Councilwoman Price, seconded by Councilmember O'Donnell, to approve recommendation. The motion carried by the following vote:

Yes: 8 - Gonzalez, Lowenthal, Price, O'Donnell, Mungo, Uranga, Austin and Richardson

Absent: 1 - Andrews

18. [14-0589](#)

Recommendation to authorize City Manager to execute the Third Amendment to Contract No. 32932 with Job Order Contracting (JOC) contractor Exbon Development to extend the term by one year and increase the contract amount by \$2,850,000 to perform the demolition of the Belmont Pool and related temporary improvements, for a revised not-to-exceed amount of \$12,850,000; and

Authorize City Manager to execute the Third Amendment to Contract No. 32982 with Gordian Group to increase the contract amount by \$55,575 for professional services and access rights to their proprietary Pro-Gen software necessary to manage the JOC program during the demolition of the Belmont Pool and related temporary improvements, for a revised not-to-exceed amount of \$623,075. (District 3)

A motion was made by Councilmember O'Donnell, seconded by Councilmember Uranga, to approve recommendation. The motion carried by the following vote:

Yes: 8 - Gonzalez, Lowenthal, Price, O'Donnell, Mungo, Uranga, Austin and Richardson

Absent: 1 - Andrews

19. [14-0631](#)

Recommendation to receive and file the Investment Report for Quarter Ending June 30, 2014. (Citywide)

A motion was made by Councilwoman Mungo, seconded by Councilmember Uranga, to approve recommendation. The motion

carried by the following vote:

Yes: 8 - Gonzalez, Lowenthal, Price, O'Donnell, Mungo, Uranga, Austin and Richardson

Absent: 1 - Andrews

20. [14-0632](#)

Recommendation to adopt Specifications No. ITB FS14-080 and award a contract to Rotorcraft Support, Inc., of Van Nuys, CA, for the purchase of parts and service needed to maintain two helicopters used by the Police Department for regular and emergency operations, in an annual amount not to exceed \$396,270 for a period of two years, with the option to renew for two additional one-year periods, at the discretion of the City Manager. (Citywide)

A motion was made by Councilmember Uranga, seconded by Councilman Austin, to approve recommendation. The motion carried by the following vote:

Yes: 8 - Gonzalez, Lowenthal, Price, O'Donnell, Mungo, Uranga, Austin and Richardson

Absent: 1 - Andrews

21. [14-0633](#)

Recommendation to adopt Specifications No. PA-06013 and award contracts to Professional Police Supply, dba Adamson Industries, of Los Alamitos, CA, B B & J Enterprises, Inc., dba B & B Enterprises, of Phoenix, AZ, and The Truck Lighthouse, dba The Lighthouse, Inc., of Santa Fe Springs, CA, for the purchase of auxiliary equipment for emergency response vehicles, in an aggregate annual amount not to exceed \$360,000 for a period of two years, with the option to renew for two additional one-year periods, at the discretion of the City Manager. (Citywide)

A motion was made by Councilman Austin, seconded by Councilwoman Mungo, to approve recommendation. The motion carried by the following vote:

Yes: 8 - Gonzalez, Lowenthal, Price, O'Donnell, Mungo, Uranga, Austin and Richardson

Absent: 1 - Andrews

22. [14-0634](#)

Recommendation to adopt resolution authorizing City Manager to execute a contract with Haaker Equipment Company, of La Verne, CA, for furnishing and delivering Elgin Pelican street sweeper parts on an as-needed basis, in an annual amount not to exceed \$250,000 for a period of two years, with the option to renew for two additional one-year periods, at the discretion of the City Manager. (Citywide)

A motion was made by Councilmember Uranga, seconded by Councilmember Richardson, to approve recommendation and adopt Resolution No. RES-14-0073. The motion carried by the following vote:

Yes: 7 - Gonzalez, Lowenthal, Price, Mungo, Uranga, Austin and Richardson

Absent: 2 - O'Donnell and Andrews

Enactment No: RES-14-0073

23. [14-0635](#)

Recommendation to adopt resolution authorizing City Manager to execute a contract with Simpler Systems, Inc., of Santa Barbara, CA, for licensing of the City's EZ FAMIS software system and software consulting services, in the annual amount not to exceed \$150,000, for a period of two years, with the option to renew for two additional one-year periods, at the discretion of the City Manager. (Citywide)

A motion was made by Councilmember Uranga, seconded by Councilman Austin, to approve recommendation and adopt Resolution No. RES-14-0074. The motion carried by the following vote:

Yes: 7 - Gonzalez, Lowenthal, Price, Mungo, Uranga, Austin and Richardson

Absent: 2 - O'Donnell and Andrews

Enactment No: RES-14-0074

24. [14-0636](#)

Recommendation to authorize City Manager to execute the Ninth Amendment to Contract No. 31687 with Bellingham Marine

Industries, Inc., for an additional \$9,119,629, plus a \$455,981 contingency, for a total increase of \$9,575,610, for Phase 5 of the Alamitos Bay Marina rebuild project, for a revised contract amount not to exceed \$51,006,617; execute all documents necessary to complete Phase 5 of the project; and

Increase appropriations in the Marina Fund (TF 403) in the Parks, Recreation and Marine Department (PR) by \$10,900,000, and increase appropriations in the Tidelands Operations Fund (TF 401) in the Citywide Activities Department (XC) by \$10,900,000 from available fund balance. (District 3)

A motion was made by Councilwoman Price, seconded by Councilman Austin, to approve recommendation. The motion carried by the following vote:

Yes: 7 - Gonzalez, Lowenthal, Price, Mungo, Uranga, Austin and Richardson

Absent: 2 - O'Donnell and Andrews

25. [14-0637](#)

Recommendation to authorize City Manager to accept a total of \$553,050 in Housing-Related Parks Program grant funds, awarded by the California Department of Housing and Community Development, for the replacement of the playground and the rehabilitation of park amenities and park grounds at MacArthur Park; execute any documents necessary for the administration of the project; and increase appropriations in the Capital Projects Fund (CP) in the Public Works Department (PW) by \$553,050. (District 6)

A motion was made by Councilman Austin, seconded by Councilmember Richardson, to approve recommendation. The motion carried by the following vote:

Yes: 7 - Gonzalez, Lowenthal, Price, Mungo, Uranga, Austin and Richardson

Absent: 2 - O'Donnell and Andrews

26. [14-0638](#)

Recommendation to receive and file the application Jason Chang Muk Kang, dba Seoulmate, for an original application of an

Alcoholic Beverage Control License, at 4712 East 7th Street.
(District 3)

A motion was made by Councilwoman Price, seconded by Councilmember Richardson, that the item be laid over to the City Council meeting of Tuesday, September 2, 2014. The motion carried by the following vote:

Yes: 7 - Gonzalez, Lowenthal, Price, Mungo, Uranga, Austin and Richardson

Absent: 2 - O'Donnell and Andrews

27. [14-0639](#) Recommendation to receive and file the application Pie Squared Pizza, LLC, dba Pizza Rev, for an original application of an Alcoholic Beverage Control License, at 7551 Carson Boulevard, Space B4. (District 5)

A motion was made by Councilwoman Mungo, seconded by Councilman Austin, to approve recommendation. The motion carried by the following vote:

Yes: 7 - Gonzalez, Lowenthal, Price, Mungo, Uranga, Austin and Richardson

Absent: 2 - O'Donnell and Andrews

28. [14-0640](#) Recommendation to adopt Plans and Specifications No. R-6985 for the construction of the North Branch Library; award the contract to Woodcliff Corporation, of Los Angeles, CA, in the amount of \$11,537,750, plus a 10 percent contingency of \$1,153,775 for a total contract amount not to exceed \$12,691,525; and authorize City Manager or designee to execute all documents necessary to enter into the contract and any necessary amendments thereto; and

Increase appropriations in the Capital Projects Fund (CP) in the Public Works Department (PW) by \$8,860,000. (District 9)

Councilmember Richardson spoke.

Councilman Austin spoke.

Mayor Garcia spoke.

Steve Cuneo spoke.

Laurie Angel spoke.

Lorena Parker spoke.

Dan Pressburg spoke.

Otis Hogan spoke.

Desiree Gutierrez spoke.

Brent Walmsley spoke.

Linda Wilson spoke.

Hilda Guyton spoke.

Kurt Davis spoke.

Albert Giacomazzi spoke.

Ralph Brooks spoke.

Ara Maloyan, Director of Public Works, spoke.

A motion was made by Councilmember Richardson, seconded by Councilman Austin, to approve recommendation. The motion carried by the following vote:

Yes: 8 - Gonzalez, Lowenthal, Price, O'Donnell, Mungo, Uranga, Austin and Richardson

Absent: 1 - Andrews

ORDINANCE (11:06 PM)

29. [14-0578](#) Recommendation to declare ordinance amending Ordinance No. ORD-13-0016 extending for six (6) months the temporary limitation (moratorium) on the issuance of entertainment permits and/or business licenses for businesses that operate with a Type 48 ABC License or related permit in the Downtown Dining and Entertainment District; declaring the urgency thereof; and declaring that this ordinance shall take effect immediately, read and adopted as read. (Ordinance No. ORD-14-0011) (District 2)

A motion was made by Vice Mayor Lowenthal, seconded by Councilman Austin, to approve recommendation and adopt Ordinance No. ORD-14-0011. The motion carried by the following vote:

Yes: 7 - Gonzalez, Lowenthal, Price, Mungo, Uranga, Austin and Richardson

Absent: 2 - O'Donnell and Andrews

Enactment No: ORD-14-0011

NEW BUSINESS (11:07 PM)

30. [14-0643](#) Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, August 15, 2014.

This Agenda Item was received and filed.

31. [14-0659](#) eComments received for the City Council meeting of Tuesday, August 19, 2014.

This Agenda Item was received and filed.

ANNOUNCEMENTS (11:07 PM)

Councilman Austin made community announcements.

Councilmember Richardson made community announcements.

Vice Mayor Lowenthal requested that the meeting be adjourned in memory of Edward Little.

Councilwoman Gonzalez made community announcements.

Councilmember Uranga made community announcements.

Councilwoman Price made community announcements.

Councilwoman Mungo made community announcements.

Mayor Garcia spoke.

ADJOURNMENT (11:14 PM)

At 11:14 PM, Mayor Garcia adjourned the meeting in memory of Edward Little.

ch

NOTE:

If written language translation of the City Council agenda and minutes for non-English speaking persons is desired, please make your request by phone to the City Clerk Department at (562) 570-6101, 72 hours prior to the City Council meeting.

Kung ang nakasulat na pagsasalín-wika ng adyenda at mga katitikan ng Konseho ng Lunsod ay hinahangad para sa mga taong hindi nagsasalita ng Ingles, mangyaring gawin ang iyong kahilingan sa pamamagitan ng telepono sa Kagawaran ng Klerk ng Lunsod sa (562) 570-6101, 72 oras bago ang pulong ng Konseho ng Lunsod.”

Si desea obtener la traducción lingüística escrita de la agenda y las actas del Concejo Municipal para las personas que no hablan inglés, realice su pedido por teléfono al Departamento de la Secretaría Municipal al (562) 570-6101, 72 horas antes de la reunión del Concejo Municipal.

បើលោកអ្នកមិនចេះនិយាយភាសាអង់គ្លេស ហើយត្រូវការរបៀបវារៈកិច្ចប្រជុំនៃក្រុមប្រឹក្សាសាលាក្រុង និងរបាយការណ៍កិច្ចប្រជុំនៃក្រុមប្រឹក្សាសាលាក្រុង ជាសំណៅប្រែសម្រួលលាយលក្ខណ៍អក្សរទៅជាភាសារបស់លោកអ្នក នោះសូមស្នើសុំមកនាយកដ្ឋានសៀវភៅសាលាក្រុង តាមទូរស័ព្ទលេខ (562) 570-6101 អោយបាន 72 ម៉ោងមុនកិច្ចប្រជុំក្រុមប្រឹក្សាសាលាក្រុងត្រូវបានធ្វើឡើង។